

## OFFICIAL COUNCIL PROCEEDINGS

A regular meeting of the City Council of the City of Menomonie, Dunn County, Wisconsin, was held in open session on July 16, 2012, and called to order by Mayor Knaack at 7:00 p.m. in the City Council Chambers. The following members were present: Smith, Dickmann, Riedel, Schwebs, Brown, Solberg, Cruz, Beety and Mercil. Knaack and Hausler were absent.

MOTION was made by Dickmann, seconded by Solberg, and carried to approve the minutes of the July 2, 2012 meeting.

PUBLIC HEARING Mayor Knaack announced time for the public hearing regarding the request from property owners at 1414, 1420, 1502, 1514 and 1518 Stout Road to rezone their properties from Limited Multiple-Family Residential District to B-4 Neighborhood Office District.

Nikki Turner stated that she owns the property at 1518 Stout Road and she encouraged the Council to vote favorably on the rezoning request.

Jessica Gilbertson spoke in opposition to the rezoning request.

Jack Register stated that he would like the zoning to remain as it currently is.

Gary Brummeyer spoke in support of the rezoning request and encouraged the Council to move forward and be progressive.

Dave Bauer voiced his concerns about an increase in traffic on Stout Road if the properties are rezoned. Hearing closed.

ORDINANCE - MOTION to waive the first reading of the ordinance to rezone 1414, 1420, 1502, 1514 and 1518 Stout Road from Limited Multiple-Family Residential District to B-4 Neighborhood Office District was made by Smith, seconded by Solberg, and carried. MOTION to waive the second reading was made by Cruz, seconded by Schwebs, and carried. MOTION to adopt the ordinance was made by Cruz, seconded by Schwebs, and carried on the following roll call vote: Ayes: Smith, Riedel, Schwebs, Solberg and Cruz. Noes: Dickmann, Brown, Beety and Mercil.

MOTION was made by Schwebs, seconded by Smith, and carried unanimously on roll call vote authorizing Mayor Knaack to execute the grant agreement contract for a 2012 Twins Fields for Kids matching grant of \$10,000 from the Twins Community Fund for the development of the practice field north and west of the parks maintenance building.

BIDS were received for 2012 Police Department replacement squad car and SUV bids as follows:

- River Valley Ford-Baldwin - \$77,670.00
- North Town Ford/Mercury-Menomonie - \$77,973.00
- Ewald Automotive Group-Oconomowoc - \$79,534.00

MOTION was made by Beety, seconded by Cruz, and carried unanimously on roll call vote to accept the bid of \$77,973.00 from North Town Ford/Mercury.

QUOTES – One quote of \$14,898 was received from Pember Companies for the installation of concrete curb & gutter on Cedar Falls Road from Bundy Lane to the northerly City limits.

MOTION was made by Smith, seconded by Solberg, and carried unanimously on roll call vote to accept the quote of \$14,898 from Pember Companies.

PRELIMINARY RESOLUTION NO. 13 declaring the intent to levy special assessments and authorizing the City Engineer to prepare the assessment report for the reconstruction of sidewalk at the following locations was introduced and moved for adoption by Mercil, seconded by Riedel, and carried unanimously on roll call vote.

Main St. (north side, from Broadway to 2<sup>nd</sup> Street East)  
South Broadway (west side, from 9<sup>th</sup> Avenue to 10<sup>th</sup> Avenue)  
South Broadway (east side, from Main Street to Wilson Avenue extended)  
NE Corner of 3<sup>rd</sup> Avenue and 3<sup>rd</sup> Street West

230 Main Street East  
516 South Broadway Street  
UW-Stout Parking Lot #8

MOTION to adopt the revised State/Municipal agreement for the Northeast Bicycle and Pedestrian corridor project was made by Solberg, seconded by Mercil, and carried unanimously on roll call vote.

UPDATE - Fire Chief, Jack Baus, announced that paramedic level emergency medical service began in Menomonie and the surrounding area on July 2, 2012 and that eighteen patients have been assisted at this paramedic level during the first two weeks.

BUDGET TRANSFER – MOTION was made by Beety, seconded by Dickmann, and carried unanimously on roll call vote to approve the budget transfer of \$5,000 from Contingency 01.60000.699 to Council 01.51110.421 Legal Publications.

Public Works Director, Randy Eide, informed the Council that options are being reviewed for an emergency maintenance repair to Well pump #4.

MAYOR’S REPORT – Mayor Knaack commended Jack Baus and all of the Fire Department employees for their dedication, hard work and commitment to reach the paramedic level of emergency medical service.

COMMUNICATIONS – The agenda packet included the June activity report from the Building Inspection department.

CLAIMS - MOTION was made by Solberg, seconded by Cruz, and carried unanimously on roll call vote to approve payment of the following claims:

<b><u>Claims</u></b>	
Chippewa Valley Newspaper	\$3,176.06
Lighting Design Solutions	13,201.00
<b><u>Parking Utility Claims</u></b>	
City Treasurer	\$ 324.00
Redi Packaging, Inc.	1,263.18

LICENSES (Agenda Item 10. A.) MOTION was made by Schwebs, seconded by Dickmann, and carried to approve the following licenses:

**MASSAGE THERAPY FACILITY:** Rejuvenate Salon and Spa, LLC (Katie Kersten) 394 Red Cedar Street, #2, **SUBJECT TO FINAL INSPECTION.**

**OPERATORS:** Jeffrey S. Anderson; Joshua A. Kowalewski; Adam D. Orcutt; Timothy L. Rivard; Dustin L. Winterowd; Rita A. Young; Lindsey K. Domagala; Micah J. Nielsen; Nicholas D. Schwartz; Kenrich J. Weinhold.

**TAXI CAB LICENSE:**  
Town & Country Taxi (John G. Hallquist), Add vehicle: 2003 Ford VIN #...58552.

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**The following Temporary Class “B” Beer licenses have been issued by the City Clerk (after review by the City Administrator and Mayor):**

- Menomonie Firefighters Local 1697 – August 25, 2012 @ Wakanda Park (Diamonds 4, 5 & 6), (event: “Kick MD” kickball tournament) *on behalf of the Muscular Dystrophy Association; and*
- Menomonie Public Library Foundation – July 11, 2012 @ 600 Wolske Bay Rd. (Public Library meeting room), (event: Foundation donor reception).

LICENSES (Agenda Item 10. B.) PUBLIC HEARING – LICENSE SUSPENSION

MOTION was made by Schwebs, seconded by Cruz, and carried to suspend the rules to hear from Guillermo Mendez Nunez, representing Cancun Mendez Nunez, LLC (Los Cabos, 2401 Hwy. 25 North, Unit 202).

Mr. Mendez Nunez answered questions relating to the suspension and the corrective actions that he will take with his employees to prevent future problems.

MOTION was made by Smith, seconded by Beety, and carried unanimously on roll call vote finding that the facts alleged in the Complaint issued in this matter to be true and to suspend the Combination “Class B” Liquor and Class “B” Beer Retail License for the sale of fermented malt beverages and intoxicating liquors that was previously issued by the City of Menomonie to Cancun Mendez Nunez, LLC (Los Cabos, 2401 Hwy. 25 North, Unit 202, commencing on the 17<sup>th</sup> day of July at 2:00 a.m. and terminating on the 27<sup>th</sup> day of July, 2012 at 6:00 a.m.

MOTION to convene in closed session under Wisconsin Statutes 19.85 (1) (c), (e), and (g) for the purpose of considering employment, promotion, compensation or performance evaluation data of any public employee over which the government body had jurisdiction or exercises responsibility; deliberating or negotiating the purchase/sale of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved was made by Smith, seconded by Beety, and carried unanimously on roll call vote.

MOTION to return to open session was made by Schwebs, seconded by Cruz, and carried unanimously on roll call vote.

No action was taken.

MOTION to adjourn was made by Smith, seconded by Beety, and carried with Beety opposed.

JoAnn L. Kadinger  
City Clerk